

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF MISSOURI
WESTERN DIVISION**

BRIAN L. PIERCE,)	Case No. 4:11-cv-01222-BP
)	
Plaintiff,)	
)	
v.)	
)	
PLAINS COMMERCE BANK,)	
)	
Defendant.)	

**DEFENDANT’S MOTION TO COMPEL ARBITRATION AND
STAY THE ACTION PENDING COMPLETION OF ARBITRATION**

Defendant Plains Commerce Bank (“PCB”), by and through its undersigned counsel, respectfully submits its Motion to Compel Arbitration and Stay The Action Pending Completion of Arbitration and respectfully requests an Order compelling the parties to participate in arbitration in the above-captioned matter and staying the proceedings in this matter pending the completion of arbitration. Filed contemporaneously herewith is PCB’s Suggestions in Support of Motion to Compel Arbitration and Stay The Action Pending Completion of Arbitration.

DATED this 19th day of April, 2012.

PLAINS COMMERCE BANK, Defendant

By: s/ Joshua C. Dickinson
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OM 186533.1

CERTIFICATE OF SERVICE

I hereby certify that the foregoing document was filed electronically with the United States District Court for the Western District of Missouri, this 19th day of April, 2012, with notice of case activity generated and sent electronically to all counsel of record.

s/ Joshua C. Dickinson

Attorney for Defendant